



PTO/SB/21 (09-04)

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/771242-Conf. #9212
		Filing Date	February 2, 2004
		First Named Inventor	Daniella I. ZHELEVA
		Art Unit	N/A
		Examiner Name	Not Yet Assigned
Total Number of Pages in This Submission		Attorney Docket Number	CCI-014CP2

### ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Reply to Incomplete Application under 37 CFR 1.52 or 1.53	<input checked="" type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Combined Declaration and Power of Attorney; Submission of Drawings; Part 2 Copy of Notice; Return Receipt Postcard
<div style="border: 1px solid black; padding: 2px; display: inline-block;">Remarks</div>		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	LAHIVE & COCKFIELD, LLP		
Signature			
Printed name	Cynthia L. Kanik, Ph.D.		
Date	October 13, 2004	Reg. No.	37,320

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EL 982 739 634 US, in an envelope addressed to: MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: October 13, 2004

Signature:

(Cynthia L. Kanik, Ph.D.)



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# FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$ 2,306.00)

**Complete if Known**

Application Number	10/771242-Conf. #9212
Filing Date	February 2, 2004
First Named Inventor	Daniella I. ZHELEVA
Examiner Name	Not Yet Assigned
Art Unit	N/A
Attorney Docket No.	CCI-014CP2

**METHOD OF PAYMENT (check all that apply)**
 Check  Credit Card  Money Order  Other  None

 Deposit Account:

 Deposit Account Number: 12-0080  
 Deposit Account Name: Lahive & Cockfield, LLP

The Director is authorized to: (check all that apply)

 Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or any underpayment of fee(s)  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

**FEE CALCULATION (continued)**
**3. ADDITIONAL FEES**

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051	65
			Surcharge – late filing fee or oath
1052	50	2052	25
			Surcharge – late provisional filing fee or cover sheet.
1053	130	1053	130
			Non-English specification
1812	2,520	1812	2,520
			For filing a request for ex parte reexamination
1804	920*	1804	920*
			Requesting publication of SIR prior to Examiner action
1805	1,840*	1805	1,840*
			Requesting publication of SIR after Examiner action
1251	110	2251	55
			Extension for reply within first month
1252	430	2252	215
			Extension for reply within second month
1253	980	2253	490
			Extension for reply within third month
1254	1,530	2254	765
			Extension for reply within fourth month
1255	2,080	2255	1,040
			Extension for reply within fifth month
1401	340	2401	170
			Notice of Appeal
1402	340	2402	170
			Filing a brief in support of an appeal
1403	300	2403	150
			Request for oral hearing
1451	1,510	1451	1,510
			Petition to institute a public use proceeding
1452	110	2452	55
			Petition to revive – unavoidable
1453	1,370	2453	685
			Petition to revive - unintentional
1501	1,370	2501	685
			Utility issue fee (or reissue)
1502	490	2502	245
			Design issue fee
1503	660	2503	330
			Plant issue fee
1460	130	1460	130
			Petitions to the Commissioner
1807	50	1807	50
			Processing fee under 37 CFR 1.17(q)
1806	180	1806	180
			Submission of Information Disclosure Stmt
8021	40	8021	40
			Recording each patent assignment per property (times number of properties)
1809	790	2809	395
			Filing a submission after final rejection (37 CFR 1.129(a))
1810	790	2810	395
			For each additional invention to be examined (37 CFR 1.129(b))
1801	790	2801	395
			Request for Continued Examination (RCE)
1802	900	1802	900
			Request for expedited examination of a design application
Other fee (specify)			

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3) (\$ 830.00)**

\*\*or number previously paid, if greater; For Reissues, see above

**SUBMITTED BY**

(Complete if applicable)

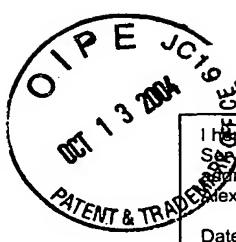
Name (Print/Type)	Cynthia L. Kanik, Ph.D.	Registration No. (Attorney/Agent)	37,320	Telephone	(617) 227-7400	
Signature					Date	October 13, 2004

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EL 982 739 634, US, in an envelope addressed to: MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

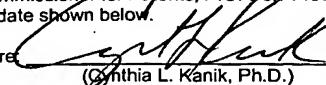
Dated: October 13, 2004

Signature:

(Cynthia L. Kanik, Ph.D.)



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Dated: October 13, 2004      Signature   
(Cynthia L. Kanik, Ph.D.)

Docket No.: CCI-014CP2  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of: Daniella I. Zheleva *et al.*

Application No.: 10/771242

Confirmation Number: 9212

Filed: February 2, 2004

Art Unit: N/A

For: p21 PEPTIDES

Examiner: Not Yet Assigned

**SUBMISSION OF DRAWINGS**

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Submitted herewith is one set (six sheets, six figures) of drawings for filing in the above-identified patent application.

Dated: October 13, 2004

Respectfully submitted,

By 

Cynthia L. Kanik, Ph.D.  
Registration No.: 37,320  
LAHIVE & COCKFIELD, LLP  
28 State Street  
Boston, Massachusetts 02109  
(617) 227-7400  
(617) 742-4214 (Fax)  
Attorney/Agent For Applicant

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EL 982 739 634 US, in an envelope addressed to: MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: October 13, 2004

Signature: 

(Cynthia L. Kanik, Ph.D.)

Docket No.: CCI-014CP2  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Daniella I. Zheleva *et al.*

Application No.: 10/771242

Confirmation No.: 9212

Filed: February 2, 2004

Art Unit: N/A

For: p21 PEPTIDES

Examiner: Not Yet Assigned

**RESPONSE TO NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION**

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

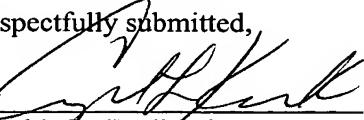
Dear Sir:

In response to the Notice of Incomplete Nonprovisional Application mailed April 13, 2004, Applicants respectfully submit a Combined Declaration and Power of Attorney, Drawings (6 figures, 6 pages), and Part 2 Copy of Notice.

Please charge our Deposit Account No. 12-0080 in the amount of \$2,306.00 covering the filing fee, excess claim fees, multiple dependency surcharge, late oath/declaration surcharge, and the fee set forth in 37 CFR 1.17(a)(4). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 12-0080, under Order No. CCI-014CP2. Applicants request any extensions of time necessary to respond.

Dated: October 13, 2004

Respectfully submitted,

By 

Cynthia L. Kanik, Ph.D.

Registration No.: 37,320

LAHIVE & COCKFIELD, LLP

28 State Street

Boston, Massachusetts 02109

(617) 227-7400

(617) 742-4214 (Fax)

Attorney/Agent For Applicant



10-15-04

JFW

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/771,242	02/02/2004	Daniella I. Zheleva	CCI-014CP2

## CONFIRMATION NO. 9212

## FORMALITIES LETTER



\*OC000000012345163\*

00959  
LAHIVE & COCKFIELD, LLP.  
28 STATE STREET  
BOSTON, MA 02109

10/18/2004 HDEMESS1 00000039 120080 10771242

01 FC:2051 65.00 DA  
02 FC:2001 395.00 DA  
03 FC:2201 220.00 DA  
04 FC:2202 711.00 DA

Date Mailed: 04/13/2004

## NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

10/18/2004 HDEMESS1 00000039 10771242

## FILED UNDER 37 CFR 1.53(b)

05 FC:2254 765.00 DA  
06 FC:2203 150.00 DA

A filing date has NOT been accorded to the above-identified application papers for the reason(s) indicated below.

All of the items noted below and a newly executed oath or declaration covering the items must be submitted within **TWO MONTHS** of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)). Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(h)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

- The application was deposited without drawings. 35 U.S.C. 113 (first sentence) requires a drawing "where necessary for the understanding of the subject matter sought to be patented." *Applicant should reconsider whether the drawings are necessary under 35 U.S.C. 113 (first sentence).*
- The statutory basic filing fee is missing. *Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is missing. *A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$1071 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$1456 for a Small Entity

- **\$385** Statutory basic filing fee.
- Total additional claim fee(s) for this application is **\$1071**
  - **\$215** for 5 independent claims over 3.
  - **\$711** for 79 total claims over 20.
  - **\$145** for multiple dependent claim surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

N. Mohammed  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE